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| SOUTHERN   | DISTRICT | OF NEW   | YORK. |

BRITT ALEXIS RUSS.

Plaintiff,

DOCKET No.: 07 CV 3780 (GEL)(DFE)

- against -

GMRI, INC., 5 TIMES SQUARE NYC/5, a Subsidiary of DARDEN RESTAURANTS, INC., d/b/a RED LOBSTER, and JOHN DOE, said name being fictitious and intended to denominate the defendants' employees more fully described herein,

Defendants.

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## STIPULATION AND ORDER OF DISMISSAL

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the respective parties hereto, that the above-captioned action be dismissed, with prejudice, and without costs, and that an Order may be entered to that effect by the Clerk of the Court without further notice.

Dated: New York, New York November 20, 2007

ROSENBERG, MINC, FALKOFF

& WOLFF, LLP.

Attorneys for Plaintiff

Robert H. Wolff

122 East 42nd Street New York, NY 10168 (212) 697-9280 LESTER, SCHWAB, KATZ & DWYER, LLP

Attorneys for ALL Defendants

Rosenoic Praya

120 Broadway New York, New York 10271-0071 (212) 964-6611

SO OFFICERED:

HSDI

Malon